

01/12/01

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ABINGDON CALENDAR - JANUARY 17, 2001

(The Honorable William F. Stone Jr. Presiding)

(Start Recess / Stop Trials: Proceedings)

Attys: Debtors: Case Nos.: Trustees:

9:30 A. M. - PRE-TRIALS IN COURTROOM

Carmody BILLY & SHIRLEY HYLTON-ch7 7-90-02436 Money/JM
(Closed *case file rec'd from Archives 10/31*)
A/P 7-00-00248: Avoid lien
Debtor v. Signet Bank/Virginia so

A/P 7-00-00251: Avoid lien
Debtor v. Humedacenters so

A/P 7-00-00250: Det. Dischargeability jm
Debtors v. Dominion Bank NA ()

A/P 7-00-00249: Det. Dischargeability
Debtors v. The Clinic O/P Clinch Valley Physicians () ns

Largen RICHARD WHISMAN-ch7 7-00-01170 Wick
A/P 7-00-00134: Det. Validity, priority or extent of lien S
Debtor v. Smyth Co. Com. Hospital(Elswick); Paul D. Crouse();
Edward Moskowitz(Elswick); McNeil Furn Co Inc(); Marion
Anesthesia PC(); Francis Brothers(); John Wyatt();
Priscilla Wyatt () Wayne Evans () & Vanessa Evans()
—contd from 11/27 for filing Mot for default as to defendants having failed to
respond & consent order to be tendered as to Smyth Co. Hosp & Moskowitz

Carmody WINDELL & LISA TURNER-ch7 7-00-01641 Callahan/VS
Motion #2: Relief **d/e # 40**; Contd fr 12/12; tr.to eval.liquidating prop
First Union Mortgage Corp (Neyhart) v. debtors & trustee
Objection: Debtor **d/e # 45**

Hutchinson DAVID & TERESA DYE-ch7 7-00-03542 Wick/SJ
Motion #1: Relief - filed 12/26 **d/e # 12, 13**
Miners & Merchants Bank (Bolling) v. debtors & trustee

10:00 A. M. - MISCELLANEOUS HEARINGS

Copeland installments	GLENN & WANDA GOAD-ch7 Motion to Reopen & Motion to waive reopening fee or allow debtor to pay in D/e # 18, 19 (For hearing Motion to Avoid Lien #1 previously filed 1/02/01) Motion #1: Avoid lien - filed 1/02/01 in closed case d/e # 14 Debtor v Beneficial Va. Inc)	7-00-03143	Callahan/PR
Carroll	JOSEPH & SHERI STEVENSON-ch7 Motion #1: Avoid lien d/e # 13 Debtors v. Transouth Financial Services Co., Inc./Transouth Financial Corp –contd fr 11/27 for proper service –NOTICE filed 12/20 set fur. Hrg on 2/5 @ 10	7-00-02386	Callahan/JJ
Gifford	ANDREW & DEBORAH BLACKBURN-ch7 Motion #1: Avoid lien d/e # 12 ; contd fr 12/12 to serve officer or managing agt** Debtors v. Beneficial Finance **Amended Motion filed 12/13	7-00-03260	Wick/JJ
Saliba	JERRY & KAREN LONG-ch7 Motion #2: Avoid lien - filed 10/18; d/e # 11 Debtors v. Citifinancial () –contd fr 11/27 for proper service –NOTICE/NEW SERVICE SET HRG 3/6 @ 9:30 D/E # 21	7-00-03181	Wick/VS
Beck	ANTAEUS TECHNICAL SERVICES-ch7 Contd hrg (from 7/19 & 9/20& 11/27) on Motion filed 4/17 §364(c) of Trustee to borrow funds; D/e # 127, d/e # 172	7-99-02114	Copeland/JJ

10:00 A. M. - MISCELLANEOUS HEARINGS

Proctor	EDWARD COFFEY, JR. - Ch. 7 Motion # 1: Relief Ford Motor Credit Co. (Laura Hale) v. Debtor & Trustee d/e # 13 –ORDER of 1/4/01 grants relief, cancels hearing	7-00-03708	Wick/AF
Fleenor	RALPH, II, & REBECCA BONHAM - Ch. 7 Motion # 1: Avoid lien Debtors v. Washington Mutual Finance (Hill, Rainey) d/e # 14 <u>–Answer filed 12/20 d/e # 16</u>	7-00-03161	Wick/VS
Farthing	MELISSIA BREEDEN-ch7 Motion #1: Relief - filed 12./21 d/e # 13, 14 Conseco Finance Servicing Corp (Chappell) v. debtor & trustee –ORDER of 1/4/01 grants relief, cancels hearing	7-00-03488	Wick/AF
Harman	IRMA COOK-ch7 Motion #1: relief - filed 12/20 d/e # 15, 16 Advanta Mortgage Corp (Bliley) v. debtor & trustee –AGR ORDER entered 1/10/00 GRANTED RELIEF; CANCELS HEARING	7-00-03207	Wick/BP
Pro se	JACKSON VINCIL JR-ch7 Motion #1: Relief - filed 12/19; d/e #16, 17 Ford Motor Credit co (Laura Hale) v. debtor & trustee	7-00-03609	Wick/JM

10:00 A. M. - MISCELLANEOUS HEARINGS

Money KATHERINE MILLS-ch7 7-00-03538 Wick/AF
 Motion #1: Relief - filed 12/26 d/e # **13, 14**
 Conseco Finance Servicing Corp (Chapppell) v. debtor & trustee
 -ORDER of 1/9/01 granted relief - cancels hearing.

Lamie NOEL & SYLVIA TURNER-ch7 7-00-03677 Wick/BP
 Motion #1: Relief - filed 12/26 d/e # **15**
 Associates Commercial Corp (Fleischhauer) v. debtors & trustee
 -ORDER entered 1/4/00; hearing cancelled

Cody ERIC BROWN-ch7 7-00-03101 Callahan/VS
 Motion #1: Relief - **filed 12/27; d/e #3 19**
 Big T Leasing Inc (John Jessee) v. debtor & trustee
 -Motion for continuance to April 3 at 10:00 filed 1/11/00

11:00 A. M. - MISCELLANEOUS HEARINGS

Money TAMMY MCCREADY-ch7 7-00-02121 Callahan/VS
 Objection of Trustee to Claim of Exemptions **d/e # 29**
 Response of debtor (Money) filed 1/4/01 d/e # 33

Carroll MILDRED CORDLE-ch7 7-00-03357 Callahan/BP
 Objection of Trustee to Claim of Exemptions **d/e # 10**
 -AGREED order of 1/11 disallows exemption; cancels hearing

11:00 A. M. - MISCELLANEOUS HEARINGS

Copeland JIMMY COOPER- chl1 7-99-03591 DIP/VS
Adequacy of Amended Discl. Stmt. Filed 11/24 , **d/e # 72**
Objection: First Century Bank (Black) **d/e # 87**

Copeland BEAR RIDGE MINING INC-chll 7-00-00708 DIP/AF
Further Status of Ch 11 contd fr 9/20 & 11/27; **d/e 12, 73, 79 & 80**

Farthing RALPH & ANNA ARNOLD-ch7 7-00-03450 Callahan/MC
Motion #1: Relief - filed 12/15; **d/e # 13, 14**
Homecomings financial Network for Bank Oned NA fka The First Natl Bk of
Chicago (McQuiddy) v. debtors & trustee

Copeland THOMAS DUNN-chll 7-98-02465 DIP/MC
Motion of Debtor to sell assets (real estate in Bland County) **d/e # 120**

Lamie LEGEND RADIO GROUP, INC-chll 7-94-01461 DIP/VS
Obj of Plan Proponent to Claim #10 of American Socie;ty of Composers **d/e # 281**
-contd from 11/14 for proper service

Motion to Employ Professional Person John M. Lamie as counsel
effective 6/28/94 (nunc pro tunc) **d/e # 319**

Objection: U.S.Trustee (Garber) filed 1/11 **d/e # 333**

Motion of Bristol Broadcasting Co (Hayden) for distribution of escrow funds **d/e # 328**

U.S.Trustee Mot **d/e 318** (contd from 12/12) for Ord to convert/dismiss: failure to file
quarterly fees & reports; and notice/order to require Craig & Rita Sutherland to appear IF
FAILS to comply with 12/21 order requiring payment/filing of delinquent fees & reports

Abingdon 1/17/01 - Judge Stone

11:00 A. M. - MISCELLANEOUS HEARINGS

White	W & L LEASING & ENGINEERING-chll	7-99-03015	DIP/MC
	Motion to Convert or Dismiss filed by IRS (Eckert) d/e # 134 contd fr 11/14		
Lamie	SOLID ROCK TRUCKING-chll	7-00-00193	DIP/PR
	–Notice by U.S.Trustee of default re 12/5 order and setting hearing to Showcause why case should not be converted or dismissed (Failure to file D/S & Plan or Mot. To convert pursuant to said order)		
Gifford	BURKE MOUNTAIN COAL-ch7	7-98-01015	Callahan/MC
	Motion of UMW 1992 Benefit Plan for allowance & Payment of Administrative Expense (Kieffer) d/e # 129 contd fr 11/27		
	OBJ of Trustee to supplemental application (Callahan) filed 11/21 d/e # `132 –contd fr 11/27		
Beck	ANTAEUS ENERGY CORPORATION - Ch. 7	7-00-00070	Farrell/BP
	Review compliance with Order of 12/12 whereby Debtor was to search for escrow account and pay \$9,626.40 to A.I. Credit Corp.; if account not located, a pleading to be filed in 20 days describing efforts made and balances in accounts on/after 1/6/00??. trustee to file report of all funds in his possession within 20 days.		
Leonard/ Jessee	ANDREW & MARY MCCROSKEY - Ch. 7	7-00-03748	Callahan/AF
	Motion # 1: Avoid judicial lien Debtors v. Bristol Regional Medical Center (Gregory J.Baker**) <i>**G.Baker to appear w/J.Jessee this date for Oath on Admission (Re: consent order to be entered)</i>		

Leonard/ J. E. C. ENTERPRISES OF VA., L.L.C. - Ch. 11
Jessee Motion to Sell Assets under 11 U.S.C. §363 d/e # 83
Abingdon 1/17/01 - Judge Stone

1:00 P. M. - CHAPTER 13 CONFIRMATION HEARINGS

Timoney CAMILLA BROWN-chl3 7-00-03444 Widener/SO
Plan filed 10/25 d/e # 6 set 1/17
Note: motion to evaluate set 2/6 @ 1

Timoney GLENDA DOBBINS 7-00-02356 Widener/JJ
Mod Plan filed **11/28 d/e # 20**
Objection: Trustee filed 12/1 (d/e # 23)

Proctor TERRY & KAREN GILL-chl3 7-00-01250 Widener/MC
Mod Plan (4th) filed 12/11 **d/e # 63**
Objection: Consecro Finance Servicing fka GreenTree Fin.Serv.(Chappell) **D/E # 65**
Objection: Trustee with Showcause why case should not be converted or dismissed -
Filed 1/02/01 - **d/e # 69**
IRS - (Eckert) **filed 1/11 d/e # 70**

Motion #3: Relief - filed 12/21; **d/e # 66, 67**
Consecro Finance Service corp fka Green Tree Fin.Serv.Corp (Chappell) v. debtors & tr.

Timoney TIMOTHY & TERESA LARUE-chl3 7-00-03453 Widener/PR
Mod Plan filed 12/14 **d/e # 18**
(Note: eval. Mot now set 2/5 @ 1 re Gray Serv.Ctr)

Hutchinson DAVID COX-chl3 7-00-00615 Widener/MC

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1:00 P. M. - CHAPTER 13 CONFIRMATION HEARINGS

Timoney TONY & MICHELLE LEWIS 7-00-03442 Widener/SJ
Plan
(Note: eval. Mot now set 2/5 @ 1)

Trustee's Show Cause on Dismissal or Conversion **d/e # 19**

Timoney JAMES & AMANDA MCGHEE 7-00-03183 Widener/PR
Plan filed 10/5; d/e # 6

Trustee's show cause on dismissal or conversion (filed with Exhibit A) **d/e #18**

Motion for valuation of furniture at \$200; creditor: Equity One(owed \$381.20) **de #14**

Note: additional Mot to evaluate set 2/5 re Equity One

Gifford JOHNNY & JANE JONES 7-00-03076 Widener/JJ
Plan filed 9/27; d/e # 6

Motion for valuation of mattress/box springs: Amer.General Finance **d/e # 14**
–Order of 1/4/01 resolved valuation

Motion for Valuation of Dishwasher, treadmill & air conditioner: Sears **d/e # 15**
–Order of 1/4/01 resolved valuation re:Sears

Motion for Valuation of 2 bunk beds/mattresses: Grand Home Furnishings **d/e # 16**
–Order of 1/4/01 resolved valuation

Hutchisnon MACK & LORI MCGLOTHLIN 7-99-03086 Widener/JJ
Mod Plan filed 11/15 **d/e # 26**

Proctor JOSEPH & MILLICENT DAVIS - Ch. 13 7-98-02493 Widener/PR
Mod. Plan **d/e # 43**
Objection: Trustee d/e # 44

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H. Jax Bowman, Sally Bowman, Mack V. Bowman, Ann W. Bowman, E. P.
Widener, Jr. & Francis Widener (Hutton) v. Debtors & Trustee
Abingdon 1/17/01 - Judge Stone

1:00 P. M. - CHAPTER 13 CONFIRMATION HEARINGS

Gifford NANCY BARRETT 7-00-03304 Widener/
Planfiled 11/16 d/e # 13
` **Objection:** Trustee with Motion dismiss/convert d/e # 16

Gifford ROBERT & MARY BREWER 7-00-03244 Widener/
Plan filed 10/11, d/e # 6
Objection: Trustee with Motion dismiss/convert d/e # 16

Kilgore/
Carmody SILAR & MARIE DAMRON- 7-00-03391 Widener/VS
Plan summary filed 10/23 d/e # 5 `
Obection: Trustee with Motion to Showcause/convert or dismiss d/e # 15
(Note: creditors meetings adjourned to 1/18/01 @ 9:30; mot to waive HE to be filed)

Gifford WILLIAM & JANET BISHOP 7-00-03299 Widener/S
Plan filed 10/16 **D/e # 6**
Objection: Trustee "report" filed 12/1 with motion to convert/dismiss **d/e # 17 & 18**
GCB Acceptance Corp filed 11/30 (Hutton) **d/e # 16**

(Further Mod Plan & Schedule J Filed 1/9/00)

Hutchinson STEPHEN HALSEY - Ch. 13 7-00-03425 Widener/MC

leenor JAY & THERESA TITMAN - Ch. 13 7-00-02506 Widener/JJ
Mod. Plan filed 11/27 **d/e # 22**
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1:00 P. M. - CHAPTER 13 CONFIRMATION HEARINGS

Largen LISA REEDY - Ch. 13 7-00-03412 Widener/SJ
Plan filed 11/27 w/no certification of service to all creditors **d/e # 17**
(Note: creditors meetings adjourned to 1/18/01 @ 9:30)

Gifford ROGER & SHARON MOORE - Ch.13 7-00-00144 Widener/SO
Mod. Plan filed 11/22
Objection: Trustee

Timoney PATRICIA FRANKS-ch13 7-00-03443 Widener/PR
Plan
(Note: mot for valuation is set on 2/5 @ 1:00)

Trustee's Show Cause on dismissal or conversion (filed w/Exhibit A) **d/e # 16**

Gifford JOHN & DOROTHY YODER - Ch. 13 7-00-02669 Widener/JJ
Amended Plan filed 12/11 **d/e # 45**
Objection: Volvo Commercial Finance, LLC (Donelan) **d/e # 52**
Trustee w/ Show Cause on dismissal or conversion **d/e # 53**
General Electric Capital Corp (Esposito) **d/e # 54**
Commonwealth of Va. Dept of Taxation (Miner) **d/e # 56**

Motion #1: Relief - filed 11/3/00 - **d/e # 29** ;
Volvo Commercial Finance LLC The Americas,,successor in interest to
Volvo Commercial Finance Inc The Americas fka Volvo Truck Finance
North America, Inc (Donelan) v. Debtors
–on 11/27 relief granted as to only 1 vehicle; contd to 1/17 as to remaining vehicle
#VIN 4VG7DAGH9XN769153

Motion for valuation of ‘99 Wabash 53' Trailer :The Associates **d/e # 41**

Motion for Valuation of ‘99 Wabash 48' Trailer : GE Capital **d/e # 42**

Motion for Valuation ‘ 98 Volvo Semi-Truck: Yadkin Valley Bank **d/e # 43**

Motion for Valuation of '93 Toyota Pickup : Yadkin Valley Bank **d/e # 44**

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1:00 P. M. - MISCELLANEOUS HEARINGS

M Hart	BILLY & VALERIE WOOSLEY-ch13	7-00-00622	Widener/SJ
	Motion to suspend payments to trustee from Sept 2000 to Feb. 2001 and notice that absent objs within 20 days, default order to be submitted for entry d/e #29 - contd fr 10/24 & 11/27; Obj: Trustee (d/e # 30)		
Timoney	CHARLES & PATSY GREEN-ch13	7-98-04007	Widener/BP
	Trustee Motion to dismiss/convert filed 12/12 d/e # 23 (plan confd 1/13/99) – Motion to convert to chapter 7 filed 1/10 with filing fee		
Carmody	DOUGLAS & KATHY COOPER - Ch. 13	7-99-00528	Widener/AF
	Trustee's Motion to Dismiss or Convert to Ch. 7 d/e # 23 –contd fr 12/12; small amt remaining to be pd out– obtaining from retirement a/c – MOTION of debtor to convert to ch 7 w/filing fee received 1/10/01		
Lamie	MICHAEL & SHARON RUSS-ch13	7-95-01665	Widener/MC
	Motion of Trustee to dismiss Case ; d/e # 36 –contd fr 12/12 ; only \$801.42 bal left to pay-out		
Antenucci	EARL & JENNIFER HILLARD - Ch. 13	7-99-02943	Widener/PR
	Motion to Dismiss or Convert filed by Trustee d/e # 42 –contd fr 12/12; if current, excuse debtors' appearance		

Gifford JAMES & ESTHER HUDSON - Ch. 13 7-97-03591 Widener/VS
Trustee's Motion to Dismiss or Convert Case to Ch. 7 **d/e # 19**

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1:00 P. M. - MISCELLANEOUS HEARINGS

Lamie TERRY HURD - Ch. 13 7-96-02704 Widener/JM
Trustee's Motion to Dismiss or Convert due to arrearage of \$864 **d/e # 31**
MOTION to convert to ch 7 filed 1/11 with f.f. \$15

*M.Black DANNY & SHARYN ANDERS - Ch. 13 7-95-02233 Widener/PR
will appear Trustee's Motion to Dismiss or Convert **d/e # 48**
***former counsel Margaret Garber**

Gifford JAMES HATCHER-ch13 7-98-02823 Widener/PR
Motion to extend plan 2 months and lower January and February, 2001
payments to include only mortgage payment by debtor
—filed with proposed order

Motion to Shorten Notice Requirements on Motion to extend plan pmts, etc.
—filed with proposed order

1:30 P. M. - MISCELLANEOUS HEARINGS

Farthing DALE REED - Ch7 7-00-03718 Callahan/AF
Motion #1: Relief - filed 12/22 **d/e # 10, 11, 12**
National Bank of Commerce (Grant) v. debtor & trustee

2:00 P. M. - MISCELLANEOUS HEARINGS

Beck ALLENE DEEL-ch13 7-97-04150 Widener/MC
Obj to Claim of IRS **d/e # 106**
*—re: cc of ltr of 1/4/01 to debtor counsel from R.Jacobus, Trial Atty, U.S.Dept of Justice :
indicates endorsed consent order & will not enter apprarance on behalf of IRS on 1/17*

Abingdon 1/17/01 - Judge Stone

2:30 P. M. -TRIAL

Carroll	LINDA HUBBARD-ch7	7-99-00304	Wick
	A/P 7-99-00084: Obj to/revoke discharge		
	James Hubbard (Carmody) v. Linda G. Hubbard (V.Carroll)		
	-TRIAL -		